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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
09/854,528	05/15/2001	Toru Suzuki	00653/01-F-011US/UA	8224	
513	7590 11/05/2004		EXAM	EXAMINER	
WENDEROTH, LIND & PONACK, L.L.P. 2033 K STREET N. W. SUITE 800			HOFFMANN, JOHN M		
			ART UNIT	PAPER NUMBER	
WASHINGT	ON, DC 20006-1021		1731		
			DATE MAILED: 11/05/2004	,	

Please find below and/or attached an Office communication concerning this application or proceeding.

Advisory Action

Application No.	Applicant(s)	
09/854,528	SUZUKI ET AL.	
Examiner	Art Unit	
John Hoffmann	1731	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED 28 October 2004 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.

condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continue Examination (RCE) in compliance with 37 CFR 1.114.	:d
PERIOD FOR REPLY [check either a) or b)]	
a) The period for reply expires <u>3</u> months from the mailing date of the final rejection.	
b) The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In revent, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).	
Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fer have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forting above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce a earned patent term adjustment. See 37 CFR 1.704(b).	der
1. A Notice of Appeal was filed on Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.	
2. The proposed amendment(s) will not be entered because:	
(a) ☑ they raise new issues that would require further consideration and/or search (see NOTE below);	
(b) ☐ they raise the issue of new matter (see Note below);	
(c) they are not deemed to place the application in better form for appeal by materially reducing or simplifying issues for appeal; and/or	the
(d) \square they present additional claims without canceling a corresponding number of finally rejected claims.	
NOTE: The new issue is whether the changes to claim 1, lines 5-7 would make the claims allowable.	
3. Applicant's reply has overcome the following rejection(s):	
4. Newly proposed or amended claim(s) would be allowable if submitted in a separate, timely filed amendme canceling the non-allowable claim(s).	ent
5. ☐ The a) ☐ affidavit, b) ☐ exhibit, or c) ☐ request for reconsideration has been considered but does NOT place the application in condition for allowance because: <u>See Continuation Sheet</u> .	е
6. The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection.	
7. For purposes of Appeal, the proposed amendment(s) a) will not be entered or b) will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.	
The status of the claim(s) is (or will be) as follows:	
Claim(s) allowed:	
Claim(s) objected to:	
Claim(s) rejected: 1-3,12 and 13.	
Claim(s) withdrawn from consideration:	
8. The drawing correction filed on is a) approved or b) disapproved by the Examiner.	
9. Note the attached Information Disclosure Statement(s)(PTO-1449) Paper No(s)	
10. ☐ Other: John Hoffmann Primary Examiner	4
Art Unit: 1731	

U.S. Patent and Trademark Office PTOL-303 (Rev. 11-03) Continuation of 5. does NOT place the application in condition for allowance because: the 112 rejection had one further argument regarding the special force - this was not addressed. Since the amendment to the claims is not entered, the arguments directed thereto are not deemed relevant. As to "oriented sintered ceramic product" - no evidence is supplied to support Applicant's argument that it is an art recognized term.